

UNITED STATES DISTRICT COURT  
MIDDLE DISTRICT OF PENNSYLVANIA

CHESAPEAKE APPALACHIA, LLC.,:

Plaintiff : CIVIL ACTION NO. 3:14-0833

v. :

(MANNION, J.)

JAMES L. BROWN, :

Defendant :

ORDER

In light of the memorandum issued this same day, **IT IS HEREBY ORDERED THAT:**

- (1) the plaintiff's motion for summary judgment on Count I of the complaint, **(Doc. 10)**, is **GRANTED**; and
- (2) the defendant's motion to dismiss the complaint, **(Doc. 16)**, is **DENIED**.

s/ *Malachy E. Mannion*  
**MALACHY E. MANNION**  
United States District Judge

**Date: March 2, 2016**